

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

CHARLESTON DIVISION

IN RE: ETHICON, INC.
PELVIC SUPPORT SYSTEMS
PRODUCTS LIABILITY LITIGATION

MDL 2327

THIS DOCUMENT RELATES TO THE
CASES IN EXHIBIT A ATTACHED HERETO

INACTIVE DOCKET ORDER

The Court has been advised by counsel that in the cases listed on the attached Exhibit A, the plaintiffs and Ethicon, Inc.¹ ("Ethicon") have agreed to a settlement model with regard to Ethicon. The Court, therefore, finds it unnecessary to conduct further proceedings or to keep these cases on the active docket. Accordingly, the Court **ORDERS** as follows:

1. All discovery deadlines are continued until further order of the Court.
2. That the Clerk retire each of the cases listed on the attached Exhibit A from the active docket.
3. Plaintiffs and Ethicon may submit an agreed order of dismissal with prejudice on or before August 31, 2018; if settlements are not finalized and dismissal orders are not submitted by August 31, 2018, then the Court will have a hearing to determine the appropriate action pertaining to any remaining cases on the inactive docket.

Counsel for plaintiffs and defendant(s) are directed to provide quarterly reports as to their progress in dismissing cases on the inactive docket. The Court is aware that counsel have agreed

¹ As used herein, "Ethicon" refers collectively to Johnson & Johnson, Ethicon LLC, Ethicon, Inc. as well as any of its former or present parent companies, subsidiaries, affiliated companies, directors, officers, design surgeons, employees, distributors, detail representatives named in an action pending in MDL No. 2327

to a settlement model for a group of cases and claims, including those on Exhibit A. The Court will reinstate any case on the attached Exhibit A to the active docket if one of the parties, on motion, shows good cause for such reinstatement. Good cause includes, but is not limited to, a plaintiff's refusal or inability to consummate settlement. Such motion must be accompanied by an affidavit from plaintiff explaining such refusal or inability.

The Court **DIRECTS** the Clerk to file a copy of this order in MDL No. 2327 and in the individual cases listed on the attached Exhibit A. The Clerk is further **DIRECTED** to link this Order to the Proposed Inactive Docket order filed at ECF NO._____, and send a copy of this Order to counsel of record and any unrepresented party.

Respectfully submitted,

/s/ William M. Gage
William M. Gage (MS Bar #8691)
Butler Snow LLP
1020 Highland Colony Parkway
Suite 1400 (39157)
P.O. Box 6010
Ridgeland, MS 39158-6010
(601) 985-4561
william.gage@butlersnow.com

/s/ Susan M. Robinson
Susan M. Robinson (W. Va. Bar #5169)
Thomas Combs & Spann PLLC
300 Summers Street
Suite 1380 (25301)
P.O. Box 3824
Charleston, WV 24338
(304) 414-1800
srobinson@tcspllc.com

APPROVED:

Dated:_____

Honorable Joseph R. Goodwin

EXHIBIT A**WAGSTAFF & CARTMELL**

Case No.	Case Name
2:16-cv-01339	Buchanan v. Ethicon
2:16-cv-01375	Espinoza v. Ethicon
2:16-cv-01405	Dyke v. Ethicon
2:16-cv-01418	Scarbrough v. Ethicon
2:16-cv-01492	Salter v. Ethicon
2:16-cv-01592	Zuckrow v. Ethicon
2:16-cv-01596	Shabarekh v. Ethicon
2:16-cv-01698	Penninger v. Ethicon
2:16-cv-01699	Worton v. Ethicon
2:16-cv-01824	Finley v. Ethicon
2:16-cv-01825	Chase v. Ethicon
2:16-cv-02130	Whitney v. Ethicon
2:16-cv-02162	Eggleston v. Ethicon
2:16-cv-02165	Griffin v. Ethicon
2:16-cv-02170	Gallegos v. Ethicon
2:16-cv-02479	Carpenter v. Ethicon
2:16-cv-03011	Beauregard v. Ethicon
2:16-cv-03135	Tweedy v. Ethicon
2:16-cv-03143	Grant v. Ethicon
2:16-cv-03145	Fitzgerald v. Ethicon
2:16-cv-03236	Cunzolo v. Ethicon
2:16-cv-03237	Pereira v. Ethicon
2:16-cv-03240	Morrison v. Ethicon
2:16-cv-03243	Daws v. Ethicon
2:16-cv-03244	Gonzalez v. Ethicon
2:16-cv-03246	Mann v. Ethicon
2:16-cv-03248	White v. Ethicon
2:16-cv-03250	Walsh v. Ethicon
2:16-cv-03251	Rudolph v. Ethicon
2:16-cv-03252	Reeser v. Ethicon
2:16-cv-03255	Jones v. Ethicon
2:16-cv-03257	Littau v. Ethicon
2:16-cv-03261	Young v. Ethicon
2:16-cv-03266	Smith v. Ethicon
2:16-cv-03268	Arnold v. Ethicon
2:16-cv-03273	Jensen v. Ethicon
2:16-cv-03281	Resler v. Ethicon

2:16-cv-03286	Gardner v. Ethicon
2:16-cv-03289	Craft v. Ethicon
2:16-cv-03290	Vipperman v. Ethicon
2:16-cv-03291	O'Neill v. Ethicon
2:16-cv-03293	Thompson v. Ethicon
2:16-cv-03298	Crawford v. Ethicon
2:16-cv-03332	DeMaio v. Ethicon
2:16-cv-03347	Parker v. Ethicon
2:16-cv-03348	Collett v. Ethicon
2:16-cv-03351	DePool v. Ethicon
2:16-cv-03353	Lucas v. Ethicon
2:16-cv-03369	Fisher v. Ethicon
2:16-cv-03373	Alvarez v. Ethicon
2:16-cv-03374	Espinoza v. Ethicon
2:16-cv-03377	Brown v. Ethicon
2:16-cv-03378	Kirkpatrick v. Ethicon
2:16-cv-03384	Moore v. Ethicon
2:16-cv-03387	Lowrey v. Ethicon
2:16-cv-03391	Borchert v. Ethicon
2:16-cv-03396	Dooley v. Ethicon
2:16-cv-03398	Jaecks v. Ethicon
2:16-cv-03402	Bartley v. Ethicon
2:16-cv-03403	Novak v. Ethicon
2:16-cv-03428	Walker v. Ethicon
2:16-cv-03430	Cook v. Ethicon
2:16-cv-03432	Brayton v. Ethicon
2:16-cv-03433	Woodby v. Ethicon
2:16-cv-03437	Fischer v. Ethicon
2:16-cv-03439	Ham v. Ethicon
2:16-cv-03442	O'Larte v. Ethicon
2:16-cv-03448	Radin v. Ethicon
2:16-cv-03456	Wells v. Ethicon
2:16-cv-03457	Bemis v. Ethicon
2:16-cv-03458	Mansfield v. Ethicon
2:16-cv-03461	Matheny v. Ethicon
2:16-cv-03462	Weller v. Ethicon
2:16-cv-03466	Harroun v. Ethicon
2:16-cv-03468	Drummond v. Ethicon
2:16-cv-03469	Adams v. Ethicon
2:16-cv-03472	Poremba v. Ethicon
2:16-cv-03473	Ganci v. Ethicon
2:16-cv-03474	Diaz-Corona v. Ethicon
2:16-cv-03476	VandenBerg v. Ethicon

2:16-cv-03477	Smith v. Ethicon
2:16-cv-03480	Crawn v. Ethicon
2:16-cv-03487	Ramsey v. Ethicon
2:16-cv-03490	Vera v. Ethicon
2:16-cv-03517	Cameron v. Ethicon
2:16-cv-03518	Peterson v. Ethicon
2:16-cv-03523	Dietz v. Ethicon
2:16-cv-03524	Slivinski v. Ethicon
2:16-cv-03526	Cozart v. Ethicon
2:16-cv-03527	Mortensen v. Ethicon
2:16-cv-03528	Hunter v. Ethicon
2:16-cv-03530	Montgomery v. Ethicon
2:16-cv-03531	Adames v. Ethicon
2:16-cv-03532	Tuttle v. Ethicon
2:16-cv-03534	McKinney v. Ethicon
2:16-cv-03540	Ortner v. Ethicon
2:16-cv-03541	Raines v. Ethicon
2:16-cv-03551	Payne v. Ethicon
2:16-cv-03552	Love v. Ethicon
2:16-cv-03553	Bruffett v. Ethicon
2:16-cv-03555	Payne v. Ethicon
2:16-cv-03559	Selby v. Ethicon
2:16-cv-03580	Astin v. Ethicon
2:16-cv-04074	Bostic v. Ethicon
2:16-cv-04195	Barresi v. Ethicon
2:16-cv-04264	Barnett v. Ethicon
2:16-cv-04297	Labriola v. Ethicon
2:16-cv-04907	James v. Ethicon
2:16-cv-04963	Stoudenmire v. Ethicon
2:16-cv-05175	Hanifl v. Ethicon
2:16-cv-05286	Jones v. Ethicon
2:16-cv-05395	Bergman v. Ethicon
2:16-cv-05409	Confer v. Ethicon
2:16-cv-05411	Riggsby v. Ethicon
2:16-cv-05738	Morrison v. Ethicon
2:16-cv-06096	Watson v. Ethicon
2:16-cv-06340	Hetzer v. Ethicon
2:16-cv-06601	Bowers v. Ethicon
2:16-cv-06656	Tarazi-Ferraro v. Ethicon
2:16-cv-06694	Waters v. Ethicon
2:16-cv-06777	Hoffman v. Ethicon
2:16-cv-06779	Buttolph v. Ethicon
2:16-cv-07034	Pruett v. Ethicon

2:16-cv-07094	Norris v. Ethicon
2:16-cv-07541	Pernod v. Ethicon
2:16-cv-07661	Nowacki v. Ethicon
2:16-cv-08106	Scott v. Ethicon
2:16-cv-08107	Johnson v. Ethicon
2:16-cv-08113	Tarpley v. Ethicon
2:16-cv-08116	Allen v. Ethicon
2:16-cv-08117	Hall v. Ethicon
2:16-cv-08185	Hoover v. Ethicon
2:16-cv-08476	Martin v. Ethicon
2:16-cv-08584	McNeese v. Ethicon
2:16-cv-08588	Smith v. Ethicon
2:16-cv-08768	Berry v. Ethicon
2:16-cv-08846	Poteete v. Ethicon
2:16-cv-08848	Langworthy v. Ethicon
2:16-cv-09075	Gregory v. Ethicon
2:16-cv-09076	Windham v. Ethicon
2:16-cv-09078	Bruno v. Ethicon
2:16-cv-09079	Chapman v. Ethicon
2:16-cv-09080	Smith v. Ethicon
2:16-cv-09082	Nobles v. Ethicon
2:16-cv-09084	Jackson v. Ethicon
2:16-cv-09085	Kokinelis v. Ethicon
2:16-cv-09088	McCombs v. Ethicon
2:16-cv-09090	Zaubitz v. Ethicon
2:16-cv-09092	Ingalls v. Ethicon
2:16-cv-09096	Emmons v. Ethicon
2:16-cv-09100	Everett v. Ethicon
2:16-cv-09127	Koenig v. Ethicon
2:16-cv-09193	Trantham v. Ethicon
2:16-cv-09392	Niemeyer v. Ethicon
2:16-cv-09393	Miller v. Ethicon
2:16-cv-09397	Pedraza v. Ethicon
2:16-cv-09470	Simmons v. Ethicon
2:16-cv-09471	Johnson v. Ethicon
2:16-cv-09472	Lawson v. Ethicon
2:16-cv-09474	Ealy v. Ethicon
2:16-cv-09475	Turner v. Ethicon
2:16-cv-09476	Windham v. Ethicon
2:16-cv-09478	MacDonald v. Ethicon
2:16-cv-09481	Myers v. Ethicon
2:16-cv-09482	Billings v. Ethicon
2:16-cv-09483	Lutz v. Ethicon

2:16-cv-09484	Montgomery v. Ethicon
2:16-cv-09485	Sulfridge v. Ethicon
2:16-cv-09488	Griffin v. Ethicon
2:16-cv-09501	Sanchez v. Ethicon
2:16-cv-09502	Steagall v. Ethicon
2:16-cv-09503	Wagner v. Ethicon
2:16-cv-10219	Reeves v. Ethicon
2:16-cv-12672	German v. Ethicon
2:16-cv-12679	Garcia v. Ethicon
2:16-cv-12680	Jimenez v. Ethicon
2:16-cv-12681	Gamble v. Ethicon
2:16-cv-12688	Faust v. Ethicon
2:16-cv-12689	Turash v. Ethicon
2:16-cv-12690	Bajandas v. Ethicon
2:16-cv-12691	Fogle v. Ethicon
2:16-cv-2877	Engstrom v. Ethicon
2:16-cv-3364	Fennel v. Ethicon
2:17-cv-00148	Stewart v. Ethicon
2:17-cv-00189	Chapin v. Ethicon
2:17-cv-00530	Ross v. Ethicon

42642511.v1